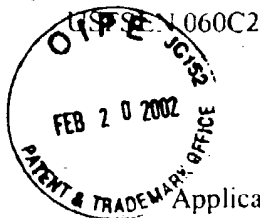


COPY OF PAPERS
ORIGINALLY FILED

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Hodges, et al.
App. No. : 10/035,924
Filed : December 21, 2001
For : ELECTROCHEMICAL CELL
Examiner : Unassigned

) Group Art Unit ~~Unassigned~~

)
)
) I hereby certify that this correspondence and all marked
) attachments are being deposited with the United States
) Postal Service as first-class mail in an envelope
) addressed to: Assistant Commissioner for Patents,
) Washington, D.C. 20231, on

January 28, 2002

(Date)

Rose M. Thiessen, Reg. No. 40,202

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Enclosed is form PTO-1449 listing 123 references. All references were previously disclosed to or cited by the Patent and Trademark Office in the prosecution of U.S. patent application Serial No. 08/981,385, filed April 17, 1998, and U.S. Patent application Serial No. 09/618,515, filed July 18, 2000. This Information Disclosure Statement is being filed within three months of the filing date of this application or upon filing if this is a CPA or RCE, and no fee is required in accordance with 37 C.F.R. § 1.97(b)(1), (b)(2), or (b)(4).

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 1/28/02

By: 

Rose M. Thiessen, Attorney of Record
Registration No. 40,202
620 Newport Center Drive
Sixteenth Floor
Newport Beach, CA 92660
(949) 760-0404



Docket No. LFS-223

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Hodges, et al.
Serial No. : 10/035,924 Art Unit: 1753
Filed : December 21, 2001 Examiner: Noguerola, A.
For : Electrochemical Cell

I hereby certify that this correspondence is being deposited with the
United States Postal Service as first class mail in an envelope addressed
to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

8-26- 2003

(Date of Deposit)

Jane Silarajs

(Name of applicant, assignee, or Registered Representative)

Jane Silarajs

(Signature)

8-26 2003

(Date of Signature)

RECEIVED
SEP 03 2003
TC 1700

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

☒ In accordance with § 1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under § 1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in § 1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under § 1.114, no additional fee is required.

☐ In accordance with § 1.129(a), this Information Disclosure Statement is being filed in connection with ☐ the first or ☐ second After Final Submission, therefore:

☐ Statement in Accordance with § 1.97(e) (attached); or

☐ Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in § 1.17(p).

☐ In accordance with § 1.97(c), this Information Disclosure Statement is being filed after the period set forth in § 1.97(b) above but before the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311, or an action that otherwise closes prosecution and that it is accompanied by one of:

☐ Statement in Accordance with § 1.97(e) (attached); or

☐ Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in § 1.17(p).

☐ In accordance with § 1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with § 1.97(e) as set forth below and the fee of \$180.00 as set forth in § 1.17(p).

☒ Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

☐ Copies of references listed on the attached Form PTO-1449 are enclosed herewith EXCEPT THAT:

☐ In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.

☐ If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.

☐ Copies of only foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR 1.98 (a)(2). (The U.S. patents and each U.S. patent application publication listed on the attached Form PTO-1449 are not enclosed because this U.S. patent application was filed after June 30, 2003 or this international application has entered the national stage under 35 USC §371 after June 30, 2003 (see USPTO waiver of requirement under 37 CFR 1.98 (a)(2)(i).

☐ There are no listed references which are not in the English language.

☐ The relevance of those listed references which are not in the English language is as follows:

☐ Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D.

☐ Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.

Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/LFS0223/BES.

Respectfully submitted,



Bernard E. Shay
Reg. No. 32,061
Attorney for Applicants

Johnson & Johnson
International Patent Law Division
Attention Philip Johnson
P.O. Box 1222
New Brunswick, New Jersey 08903
(408) 956 4066
DATED: 8/24/02